

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1920 – SB 1879

March 23, 2018

SUMMARY OF ORIGINAL BILL: Requires new or amended subdivision regulations proposed by a regional planning commission be approved by the municipal and county legislative bodies in which the subdivision is located prior to taking effect. Removes requirement for public notice in a newspaper of general circulation.

FISCAL IMPACT OF ORIGINAL BILL:

Decrease Local Expenditures – Exceeds \$100

SUMMARY OF AMENDMENTS (014494, 015734): Amendment 014494 deletes all language after the enacting clause. Authorizes a county and municipal legislative body to adopt a resolution or ordinance to require local legislative body approval of a regional planning commission's subdivision regulations or amendments. Authorizes a regional planning commission to designate staff to approve certain processes by a majority vote of the regional planning commission taken in a public meeting. Authorizes a regional planning commission to grant subdivision regulations variances at public meetings.

Amendment 015734 deletes and replaces language in amendment 014494 such that the only substantive change is to specify that new or amended subdivision regulations are required to be approved by the legislative body of: (1) the county and municipality lying wholly or partly in the region; (2) the county that is regulated by those subdivision regulations if they apply only to land outside of the county; or (3) the municipality that is regulated by those subdivision regulations if they apply only to land within municipal boundaries.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 13-3-403(c), a regional planning commission is required to hold a public hearing before the adoption of subdivision regulations or regulation

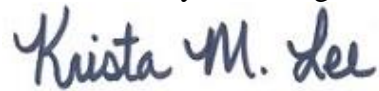
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amendments and is required to publish notice in a local newspaper of general circulation 30 days prior to such meeting.

- Any action taken by a local governing body to adopt a resolution or ordinance to require a local governing body to approve subdivision regulations or amendments to existing subdivision regulations is permissive
- Any permissive action will be performed within the normal course of business at normally scheduled meetings.
- Any impact to local government is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/amj